

MIAMI-DADE COUNTY REQUEST FOR APPLICATIONS FOR FY 2007 FUNDING FROM DOCUMENTARY SURTAX (SURTAX) Mid-Year Cycle

February 1, 2007

GENERAL INFORMATION AND GUIDELINES

MIAMI-DADE COUNTY REQUEST FOR APPLICATIONS FOR FY 2007 FOR FUNDING DOCUMENTARY SURTAX (SURTAX) Mid-Year Cycle

INTRODUCTION

Miami-Dade County is soliciting applications under a Request For Applications (RFA) process for Documentary Surtax (Surtax) Funds. This RFA is intended to provide threshold applicants with a Local Government Contribution for developments that will be submitted to Florida Housing Finance Corporation ("FHFC") for 2007 Housing Credits and to provide gap financing for developments which have previously received public funding or an allocation of tax credits. Gap financing will be provided, as available, to two sub-groups:

- a) developments that have received surtax funding or awarded tax credits and are under or ready for construction;
- b) Developments that are non-tax credit but have received public funding and are under or ready for construction.

DEFINITIONS

Credit Underwriting – a report indicating the financial feasibility of the development

Gap Financing – additional funding necessary to supplement the funds already received

Subsidy Layering – an analytical process that determines the amount of gap financing necessary

Threshold – any item that must be satisfied for the application not to be non-responsive.

Low Income Tax Credits (LIHTC) – Housing credits: The tax credit issued in exchange for the development of rental housing pursuant to section 42 of the IRC and the provisions of Rule Chapter 67-48, F.A.C.

Financial Beneficiary - one who is to receive a financial benefit of the total development cost (including deferred fees). This definition includes any party which meets the above criteria, such as the developer and its principals and principals of the applicant entity. This definition does not include third party lenders, Housing Credit Syndicators, Credit Enhancers who are regulated by a state or federal agency.

Principal - an applicant, any general partner of an applicant, and any officer, director, or any shareholder of any applicant or shareholder of any general partner of an applicant.

APPLICATION TO THE PROGRAM

This Request for Applications (RFA) is being issued for applicants who are interested in applying for the supplemental cycle of FY 2007 Surtax Funds. All application forms are in this package. Copies are available at www.miamidade.gov/housing or at 2103 Coral Way, Suite 700, Miami, Florida 33145.

Who is eligible to apply?

- 1) Threshold applicants who will be applying for 2007 Florida Housing Finance Corporation (FHFC) housing tax credits and require a minimum local contribution of not more than \$300,000 to qualify.
- 2) Applicants with projects that have received public funds (including tax credits) in the years 2003, 2004, 2005 and 2006 and require additional "gap" funding in either of the following sub-groups:
 - a. Received surtax funding and/or tax credits and are under or ready for construction.
 - b. Are non-tax credit but have received public funding and are under or ready for construction.

ESTIMATED FY 2007 SUPPLEMENTAL FUNDING AMOUNTS

PROGRAM	AMOUNT
Documentary Surtax Program (Surtax)	A minimum of \$15,000,000
TOTAL	A minimum of \$15,000,000

NEW POLICIES FOR FY 2007 MID YEAR (MINI) CYCLE RFA SUBMISSION

Local Government Contribution

- Applicants for Local Government Contribution that meet threshold requirements will receive the minimum funding. If Applicant is not successful in receiving an allocation of 2007 Housing Credits from FHFC, the commitment to fund the Local Government Contribution will lapse.
- Threshold requirements include the following:
 - Submission of all required forms and exhibits
 - Ability to Proceed as described in Application Section III C.
 - Demographic Commitment

Gap Financing

- Applicants for gap funding will be subject to a subsidy layering review and a credit underwriting process. In addition to the standard credit underwriting review that analyzes development cash flow, the subsidy layering review is intended to be an analytical review of the following:
 - Development costs;
 - Land cost:
 - Developer fee and deferral of developer fee;
 - o Soft costs including financing cost; and,
 - o Reserve requirements.

While the general intent of credit underwriting is to determine the development's ability to repay debt, the intent of the subsidy layering review is to determine the appropriate amount of gap financing.

- Applicants for gap financing must meet threshold in order to be considered for funding. It is the County's intent to provide the appropriate amount of gap financing for each applicant, assuming that applicant (1) has received all other funding necessary to complete the development and (2) meets all other threshold requirements, subject to availability of funds and percent of project completion.
- Threshold requirements include the following:
 - o Documentation of an allocation of Housing Credits from FHFC
 - o Documentation of a commitment for purchase of Housing Credits
 - Commitment of all other funding sources
 - Construction estimate of project completion

INSTRUCTIONS AND SUBMISSION GUIDELINES

- All Applicants should complete the <u>sections marked as appropriate (1) Local</u>
 <u>Government Contribution applicant, (2) Gap Applicants</u>
- Proposers/Applicants who obtain copies of this Application from sources other than the Miami Dade Housing Agency risk the potential of not receiving addenda, since their names will not be included on the Applicant list for this solicitation. Such proposers are solely responsible for those risks. The applicant should verify with the designated officer identified herein prior to submitting a proposal that all addenda have been received.

General Section

- All Applicants must submit an <u>Application Cover Letter</u> as the <u>first page</u> of the application. This letter must include the legal name of the developer, EIN (employer identification number), organization type, type of funding request, developer's address, contact person, name, title, phone number and email address. Also included must be the activity title and a brief description of the project.
- All Applicants must submit one (1) original and three (3) copies of the application in 3-ring binders. Applications must be in separate binders. Do not submit more than one application per binder. The original application must be submitted in a three ring binder, with the word "ORIGINAL" written on the outside of the binder and each copy (3) must be submitted in separate 3-ring binders, with the appropriate category (either Local Government Contribution or Gap Financing) on the outside of each binder. ALL Originals and copies of applications must have all required documents. Please do not exclude any document from any copy.
- Applications not submitted in three (3) ring binders will not be accepted. No pages are to be stapled or clipped.
- Applications must attach an exact copy of the application on Compact Disk, clearly marked and identified as to the application name, developer name and project title.
- All proposals must be submitted in the legal name of the limited partnership, corporation or agency.
- All applicants must provide Employer Identification Number (EIN/Federal Identification Number) on the application.
- Applications submitted after the deadline will not be accepted.
- Faxed or electronic applications will not be accepted.

- Proposals must comply with requirements of this RFA. Proposals that are incomplete, lack required documents or have deficiencies and errors will be rejected.
- No changes or additions to the proposals will be accepted after the application deadline.
- Applications will not be accepted anywhere other than as noted below.
- The Board of County Commissioners reserves the right to waive any informality in, or to reject, any and all such applications.
- Miami-Dade County will not fund an entity with outstanding disallowed costs, defaulted loans, debarment actions or any other legal encumbrances regardless of the merits of the submitted proposal.
- The applicant will be responsible for the Credit Underwriting and Subsidy Layering fees.
- Questions on this application must be submitted in writing to the Miami-Dade Housing Agency by no later than February 20, 2007, attention:

Sheila Martinez
Miami-Dade Housing Agency (MDHA)
Development and Loan Administration Division
2103 Coral Way, 7th floor,
Miami, FL 33145

Responses will be posted on the web site www.miamidade.gov/housing

Applications should be labeled as directed below:

Mr. Harvey Ruvin
Clerk of the Board of County Commissioners
17th Floor, Stephen P. Clark Center
111 N.W. First Street
Miami, Florida 33128

Applications will only be accepted at the Clerk's Office and must be submitted no later than March 1, 2007, 4:00 pm.

SCHEDULE

- Application will be available on Thursday February 1, 2007, and will be posted on our website at www.miamidade.gov/housing
- A pre-application submittal workshop will be held on February 15, 2007 at 10:30 a.m. located at 1401 N.W. 7th Street, Miami Dade Housing Agency Board Room. (305) 250-5238.
 - The Application submission deadline is March 1, 2007, 4:00 p.m. Applications must be delivered to the Clerk of the Board of County Commissioners on the 17th floor, Stephen P. Clark Center, 111 NW 1st Street, Miami, Florida.

HOUSING FORMS

Miami-Dade County 2007

Part I. General Information: Local Government Contribution and GAP Applicants must complete this section.

Applicant and Development Team

1. Purpose of this Application (select one) :
— Local Government Contribution
— Gap Financing
2. Applicant Information
Name of Applicant:
Street Address:
City:State: Zip Code:
Telephone:
E-Mail Address:
Federal Employer Identification Number:
If not yet obtained, provide a copy of the completed, submitted application for the Federal Employer Identification Number behind a tab labeled "FEIN Number"
a. Is Applicant a legally formed entity qualified to do business in the State of Florida as of the Application Deadline?
O Yes O No
Provide required documentation behind a tab labeled and clearly identified.
b. Is the Applicant a limited partnership or limited liability company?
O Limited Partnership O Limited Liability

c. Is Applicant a	applying as a Nor	n-Pro	ofit organization?
	O Yes	0	No
			nust respond to (I) and (II) below. If answer ons and proceed to question 3 below.
(I) Provide the f	following docume	ntati	ion.
• At	ttorney's opinion	lette	r behind a tab labeled and clearly identified.
• IR	S determination	lette	r behind a tab labeled and clearly identified.
(II) Answer the	following questio	ns:	
Is the Applic Statutes?	cant a public hous	sing	authority created by section 421.04, Florida
	O Yes	0	No
• • •		_	neral partners a non-profit entity that is an rity created by section 421.04, Florida
	O Yes	0	No
incorporated	d as a non-profit	entity	neral partners a public housing authority or y pursuant to Chapter 617, Florida Statue, or d outside Florida?
	O Yes	0	No
subsidiary o	f a Non-Profit en	tity fo	its general partners a wholly-owned ormed pursuant to Chapter 617, Florida f incorporated outside Florida?
	O Yes	0	No
the Applicar		nera	eral partners a 501(c)(4) non-profit entity or is il partners a wholly-owned subsidiary of a entity?

	1	O Ye	s 0	No
	"Yes" to ques llowing questi), (b), eithe	r question at (c) and/or (d) above, answer the
		O Ye	s 0	No
ind	directly, in the	gene	ral partner	n ownership interest, either directly or or general partnership interest or in the ing member's interest in the applicant?
		O Ye	s 0	No
	If "Yes", stat	-	_	owned in the general partnership interest:
	(i) Percentag	ge of C	Developer's	fee that will go to the Non-Profit entity:
			_ %	
behind a tab	(ii) Provide t labeled and		-	olanation of the role of the Non-Profit entity
	` '			ddresses of the members of the governing behind a tab labeled and clearly identified.
	· ·	the No	on-Profit er	orporation demonstrating that one of the tity is to foster low-income housing behind a fied
			t entity was	incorporated. y)
within	` '		•	iliated with or controlled by a for-profit entity Internal Revenue Code?
		O Ye	s 0	No
	If "Yes," stat partnership.	e nam	e of the for	-profit entity and what is the percentage of

3. General and Limited Partner(s), Officers, Directors and shareholders

For a Limited Partnership, provide a list of the limited partner(s), and the officers, directors, members, and shareholders of the general partner(s) as of the application deadline, behind a tab labeled and clearly identified.

For a Limited Liability Company, provide a list of the member(s), and the officers, directors, members, and shareholders of majority-in-interest or elected managing member(s) as of the application deadline, behind a tab labeled and clearly identified. This list must include warrant holders and/or option holders of the proposed development.

For all other entities, provide a list of the officers and directors as of the application deadline, behind a tab labeled and clearly identified.

4. Contact Person for this A	application
First Name:	MI: Last Name:
Street Address:	
City:	State: Zip Code:
Telephone:	Facsimile:
E-Mail Address:	
Relationship to Applicant:	

General Information Part II. Development Team GAP Applicants must complete entire section; Local Government Contribution applicants to complete 1(a) and 1(b)

1. Developer or principal of developer	
a. Corporate name of each developer (include all co-developers):	
·	
 b. Provide the prior experience for each developing entity in a chart behind a to labeled and clearly identified. 	ab
2. Management agent or principal of management agent	
 a. Provide the management agent's prior experience chart behind a tab labeled and clearly identified. 	b
3. General contractor or principal of general contractor	
 a. Provide the General Contractor's name and prior experience chart behind a tab labeled and clearly identified. 	
b. Is the construction company a subsidiary of the developing entity or does the developer have an ownership interest in the construction company?	Э
O Yes O No	
4. Architect or Engineer: Provide the executed Architect or Engineer Certification from behind a tab labeled and clearly identified.	k
5. Attorney	

a. HC Applicants - provide the executed Attorney (HC) Certification form behind

a tab labeled and clearly identified.

6. Accountant:

- a. Provide the executed Accountant Certification form behind a tab labeled and clearly identified.
- 7. Service Provider for Assisted Living Facility (ALF) Development only:
 - a. Provide the executed Service Provider or Principal of Service Provider Certification form behind a tab labeled and clearly identified.
 - b. Provide the Service Provider's or principal of Service Provider's Prior Experience Chart behind a tab labeled and clearly identified.

General Information Part III. Development Local Government Contribution and Gap Applicants to complete this section

A. General Development Information

1. Name of Developmen					
2. Location of Developm					_
a. Address of Dev	elopment S	Site:			
Street Address:					
City:		_ State:		_ Zip Code:	
Folio #					
a. Will the develo	opment con	sist of sca	attered sit	tes?	
	O Yes	0	No		
		•		ss, total number of abeled and clearly	
b. Local Jurisdic	tion:				
a. Name o	of local juris	diction w	here deve	elopment is located	:
3 Will this development	t require reh	nabilitatio	n as a his	toric building?	
	O Yes	0	No		
If "Yes" answer q	uestions (a)	through	(b) below	:	
a. Date the deve	lopment ori	ginally pla	aced in se	ervice:	
		_ (mm/dd	l/yyyy)		

	b.	Date and cost of la	st rehabilitation:				
		,	(mm/dd/	′уууу)	Cost:	\$	
4. Dev	elo	pment Category					
	a.	Select one categor	у				
		O New Constructi	on (where 100%	of the	units ar	e new construction)	
		O Rehabilitation					
		O Acquisition and	rehabilitation				
5. Dev	elo	pment Type					
_ _ _	_	Garden Apartmen Townhouses High-Rise (a build of 7 or more storic	ing comprised	_ _ _	Mid-R compi	xes/Quadruplexes ise with Elevator (a build rised of 4 stories) Room Occupancy (SRC – Specify:	J
	a.	Total number of un	its	Total	numbe	er of buildings	
	b.	Unit Mix:	_				
	#	of Bedrooms per unit	# of Baths	per uni	t	# of Units per bedroom type	

6. Development Status

a. Has rehabilitation or new construction work commenced?			
O Yes O No			
(1) If "Yes" and application is for new construction or rehabilitation, what is the estimated date of completion?			
(2) If "Yes" and application for new construction, when were the building permits issued? (mm/dd/yyyy)			
(3) If "Yes" and application is for rehabilitation, were building permits required?			
O Yes O No			
If "Yes" and when were the building permits issued? (mm/dd/yyyy)			
If "No" when did the work commence? (mm/dd/yyyy)			
b. Do any of the buildings in the development have certificates of occupancy?			
O Yes O No			
If "Yes" when were the certificates of occupancy issued? (mm/dd/yyyy)			
c. Are any of the units occupied?			
O Yes O No			

В.	General	Features	and	Amenities:
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Not required of Local Government Contribution applicants. Applicants for Gap Financing should submit the General features and Amenties Form that was submitted to FHFC with their application for tax credits. For Applicants who are seeking Gap financing, but have not received FHFC tax credits, you must submit a description of general features and amenities.

C. Ability to Proceed: GAP applicants must complete this section. Local Government Contribution applicants must complete C(1) Evidence of Site Control only.

1. Evidence of Site Control:

Applicant must demonstrate site control by providing the following documents:

- Provide a recorded deed or recorded certificate of title behind a tab labeled and clearly identified; or
- Provide a copy of the fully executed long-term lease behind a tab labeled and clearly identified; or
- Provide a fully executed qualified contract for purchase and sale for the subject behind a tab labeled and clearly identified.
- 2. Evidence of Infrastructure Availability. Gap Financing Applicants may submit copies of the forms submitted to FHFC]
 - Electricity Provide a letter from the provider or the Verification of Availability of Infrastructure Electricity Form behind a tab labeled and clearly identified.
 - Water Provide a letter from the provider or the Verification of Availability of Infrastructure Water Form behind a tab labeled and clearly identified.
 - Sewer, Package Treatment or Septic Tank Provide a letter from the provider or the Verification of Availability of Infrastructure – Sewer Capacity, Package Treatment, or Septic Tank Form behind a tab labeled and clearly identified.
 - Roads Provide a letter from the appropriate Local Government or the Verification of Availability of Infrastructure – Roads Form behind a tab labeled and clearly identified.

3. Evidence of Appropriate Zoning:

- New Construction Development Provide a properly completed and executed Local Government Verification That Development Is Consistent With Zoning And Land Use Regulations Form behind a tab labeled and clearly identified. OR
- Rehabilitation/Substantial Rehabilitation Developments Provide a properly completed and executed Local Government Verification that development Is consistent with zoning and land use regulations form or a properly completed and executed Local Government Verification that permits are not required for this development form behind a tab labeled and clearly identified.

D. Demographic Commitment

Not required for Local Government Contribution applicants. Gap financing applicants should submit copies of the demographic commitment submitted to FHFC or other government funding source.

Part IV. General Forms. This section must be completed by Gap and Local Government Contribution applicants.

Financing – Select only one
A. Funding Requested for Minimum Local Government Contribution B. Gap Financing Funding Request
Gap Financing Applicants may submit copies of the pro forma submitted to FHFC
Total Development Costs: \$
DEVELOPMENT COST PRO FORMA

PROJECT COST	County Funds Requested
Actual Construction	
Cost	
Demolition	
New Units	
Rehab of Existing	
Rental Units	
Accessory Buildings	
Recreational	
Amenities	
Rehab of Existing	
Common Areas	
*Other (explain in	
detail)	
A1. Actual	
Construction Cost	
Contingency	
(explain in detail)	
A1.1 Sub-Total	
A1.2 General	
Contractor Fee	
A1.3 Total Actual	
Construction Cost	

Financial Cost	
Construction Loan	
Credit	
Enhancement	
Cons	
Construction Loan	
Interest	

Construction Loan	
Origination Fee	
Bridge Loan Interest	
Bridge Loan	
Origination Fee	
Permanent Loan	
Credit	
Enhancement	
Permanent Loan	
Origination Fee	
Reserves Required	
By Lender	
A2. Total Financial	
Cost	

General	
Development Cost	
Accounting Fees	
Appraisal	
Architect's Fee –	
Design	
Architect's Fee –	
Supervision	
Builder's Risk	
Insurance	
Building Permit	
Brokerage Fees –	
Land	
Brokerage Fees –	
Building	
Closing Costs –	
Construction Loan	
Closing Costs –	
Permanent Loan	
Engineering Fee	
Environmental Fee	
Environmental	
Report	
*Impact Fees (list in	
detail)	
Inspection Fees	
Insurance	
Legal Fees	
Market Study	
Marketing/Advertising	

Property Taxes	
Soil Test Report	
Survey	
Title Insurance	
Utility Connection	
Fee	
*Other (explain in	
detail)	
*Contingency (7)	
(explain in detail)	
A3. Total General	
Development Cost	
D. Davielanmant	
B. Development	
Cost (A1.3+A2+A3)	
C. Developer's Fee	
C. Developer 3 i ee	
ACQUISITION	
COST OF	
EXISTING	
DEVELOPMENTS	
(EXCLUDING	
LAND)	
Existing Buildings	
Developer Fee on	
Existing Buildings	
*Other (explain in	
detail)	
D. Total	
Acquisition Cost	
LAND OCCT	
LAND COST	
E. Total Land Cost	
F. Total	
Development Cost	
(B+C+D+E)	
(DTOTDTL)	

CONSTRUCTION OR REHAB ANALYSIS

	Amount	Documentation must be attached and marked as an exhibit
A. Total Development		
Cost		
B. Sources		
County Funds		
First Mortgage Financing		
Second Mortgage		
Financing		
Third Mortgage Financing		
Deferred Developer Fee		
Grants		
Equity – Partner's		
Contribution		
Other:		
Other:		
Total Sources		
C. Financing Shortfall (A		
minus B:		

PERMANENT ANALYSIS

	Amount	Documentation Attached and marked as an exhibit
A. Total Development Cost		
B. Sources		
County Funds Requested		

Part V. General Forms Must be completed by both Local Government Contribution and Gap applicants

A. Financial Beneficiaries

FINANCIAL BENEFICIARIES DISCLOSURE: This application must fully disclose any person or entity defined as a financial beneficiary pursuant to Rule 67-48.002, F.A.C.

FAILURE TO ACCURATELY AND FULLY DISCLOSE ALL INFORMATION REQUESTED BELOW WILL RESULT IN REJECTION OF THE APPLICATION.

Financial Beneficiary Disclosure for the proposed development:

On the chart below list the names of all persons or entities that are financial beneficiaries as defined by Rule 67-48, F.A.C. in the proposed development excluding limited partner investors through housing credit syndication, third-party lenders, and third-party management agents for each application submitted in this cycle.

Name of Financial Beneficiary	

B. Rental Forms Must be completed by Gap and Local Government Contribution applicants

Rents and Operating Pro-Forma Form 1

Units and Rental Rates

% of	Α	В	С	D	Е
Median	# of	# of	Sq. Ft.	Tenant	Proposed
Income	Bedrooms	Units	of	Paid	Net
			Living	Utility	Rent
			Area*	Allow.	
	0			\$	\$
	1			\$	\$
	2			\$	\$
	3			\$	\$
	4			\$	\$
	5			\$	\$
	TOTAL			\$	\$

^{*} Living Area should be defined as only air conditioned spaces.

Rental Forms

Rents and Operating Pro-Forma

Page 2

I. OPERATING PRO FORMA

- A. Submit an Operating Pro Forma for the proposed development with projects operating expenses and income. The Operating Pro Forma must be tab, labeled and clearly identified.
- B. If loan or other funding approval is in place, insert the actual interest rate(s), terms and assumptions used in obtaining the commitment.
- C. Evidence of the figures used to obtain the commitment must be located directly behind this form, labeled and clearly identified.

USE THE FOLLOWING ASSUMPTIONS <u>IF</u> ALL SOURCES OF FUNDING ARE NOT FIRMLY COMMITTED.

Mortgage Rate: 8% (includes servicing fees)

- 1. Mortgage Term: 30 year amortization
- 2. Vacancy Rate: 5%
- 3. Annual Rental Income Increase Rate: 3%
- 4. Operating Reserves of 3%
- 5. Replacement Reserves of \$300 per unit
- 6. Operating Expenses of \$3,000 per unit per year

Rental Forms

Rents and Operating Pro-Forma

Page 3

NOTE: Variances from the above assumptions may be made only if adequate data are attached hereto as an Exhibit to justify the exception. If anticipated vacancy rates or annual expenses for a particular market area are higher, then the higher numbers should be used.

If applicable, justification can be found directly behind this form at tab labeled and clearly identified.

II. PRO FORMA FORMAT

Complete the Pro Forma Form shown below and project figures for construction and rehabilitation developments for **30 years**. Attach a detailed explanation of all projections. A detailed explanation of all projections can be found directly behind this form at tab labeled and clearly identified.

Rental Forms

Rents and Operating Pro Forma (Gap financing applications may use proforma included in FHFC submittal)

INCOME (must agree with total income Gross Rental Income	from page 2 of this form)
	¢
(Attach rent schedule)	\$
Other Income (specify source)	\$
Subtotal	\$
Minus Vacancy (5% of Subtotal)	\$()
(A) INCOME	\$
OPERATING EXPENSES	
Salaries	\$
Repair and Maintenance	\$
Utilities	\$
Administration	\$
Contract Services	\$
Management Fees	\$
Insurance	\$
Miscellaneous	\$
500110110000	Ψ

Real Estate Taxes Replacement Reserve (B) EXPENSES	\$ \$ \$
NET OPERATING INCOME	
(A) Income	\$
(B) Expenses	\$()
Net Operating Income	\$
DEBT SERVICE COVERAGE	
(A) Net Operating Income(B) Annual Debt Service	\$
for all mortgages	\$
(C) Debt Service Ratio	Ψ
[divide (A) by (B)]*	\$
<u> </u>	ources of funds in addition to net operating income, e of funds. The attachment(s) can be found directly "and clearly identified.

FY 2007 SURTAX FUNDS Mid-Year Cycle Certification Form

This page must be signed by the authorized representative of the agency /developer as to the accuracy and completeness of the proposal. No proposals will be accepted without this document.

I hereby certify that this proposal is and accurate.	complete and all information included herein is true
Developer:	Title:
Signature:	Date: